(3)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR
(C.G.)

W.P. No.965/2003

Habeas Corpus Petition

PETITIONER

Mohd. Akabar
aged about 23 years
S/o Late Mohd. Nawab
R/o Gurunanak Chowk
Kasim Para, Bilaspur
(Chhattisgarh)

VERSUS

RESPONDENTS

1. State of Chhattisgarh
Through the Secretary
Department of Home
D.K.S. Bhawan, Mantralaya
Raipur (Chhattisgarh)

2. Superintendent of Police
Bilaspur (Chhattisgarh)

3. Tarun Kumar Biswas
aged about 45 years
S/o Not known
R/o Funi Mansion
Ramdas Marg,
Tikarapara
District Bilaspur
(Chhattisgarh)

4. Suchita Biswas
@ Shahista Begum
(W/o the Petitioner)
D/o Tarun Kumar Biswas
aged about 22 years
R/o Funi Mansion
Ramdas Marg,
Tikarapara
District Bilaspur
(Chhattisgarh)

5. Additional Collector
(District Marriage Officer)
District Bilaspur
(Chhattisgarh)

P.R. No. 823
Presented by Shri Sunder Pandey
dated 20-3-03

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(4)

(9)

PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF WRIT OF HABEAS CORPUS AND FOR FURTHER WRITS AND DIRECTIONS:

(23)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक WP 965 **सन्** 2003

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	25.3.2003: **Mr. Sandeep Dubey for the petitioner.** **Mr. Gautam Bhaduri GA for the respondent/State.** **The petitioner has filed this petition for the following relief:-** ***The Hon'ble Court may be kind enough to issue a writ of Habeas Corpus in the nature of a mandate directing the respondents no. 2 and 3 with sufficient police and administrative help also from the respondent no.1 to immediately rescue the respondent no.4 forthwith and produce them in the Hon'ble Court and allow the respondent no.4 to come to the company of the petitioner for performing marital obligations with him and may also kindly make such other writs and directions against the respondents as may be deemed fit and just including the costs of the petition."*** **The petitioner has now filed an application I.A. No. 2604/2003 for withdrawal of the petition on the ground that it has become infructuous. Mr. Dubey further submitted that Mohd. Akabar, the petitioner and Suchita Biswas, respondent no.4, both are**	

GR.PRJ—FS/78 — 9/2000 —50,000.

(24)

XI-HC—78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W.P. 965 सन् 2003

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	present before this Court. He submitted that both are major and they got married on 12.3.2003. We have questioned the petitioner and the respondent no.4. Respondent No.4 submitted that she has married the petitioner and she is major and she wants to live with the petitioner. In the circumstances, we are of the opinion that the application IA No. 2604/2003 has to be allowed. It is accordingly allowed. The petition is dismissed as withdrawn. Sd/- Chief Justice	Sd/- L.C.BHADOO Judge